

BOARD OF REVIEW DECISION

Title of publication: The Great Replacement

Other known title(s): The Great Replacement Manifesto

OFLC ref: 1900149.000

Medium: Text File

Maker: Not stated

Country of origin: Aotearoa New Zealand

Language: English

Applicant: The Kiwi Party Incorporated

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 13 August 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 12 August 2019

Summary of reasons for decision:

This was an appeal to the Board under section 47(2)(e) of the Films, Videos and Publications

Classification Act 1993 (the Act) by the applicant, the Kiwi Party Incorporated, for a review of the decision of the Office of Film and Literature Classification (the Classification Office) dated 23 March 2019.

The publication at issue is a 74-page text file titled “The Great Replacement -Towards A New Society-We March Ever Forwards” disseminated just prior to the mosque shootings in Christchurch on 15 March 2019.

In its decision, the Classification Office classified the file as objectionable under the Act.

The applicant sought a review of that decision and was granted leave by the Secretary for Internal Affairs to seek such review.

After reading submissions from the applicant and the Classification Office and reviewing the file itself, the Board has determined that the file should be classified as objectionable under the Act.

The file is a call to arms, quite literally. It advocates the assassination in New Zealand and elsewhere of “invaders”, that is to say “non-Europeans” who have immigrated into “European” lands.

In terms of section 3(3)(d) of the Act, the file, to an extreme extent and degree, promotes and encourages criminal acts and acts of terrorism.

The Board considers that the file describes, depicts, expresses or otherwise deals with horror, crime, cruelty and violence in such a manner that its availability is likely to be injurious to the public good (section 3(1)).

Classification of the file as objectionable is a reasonable limit on the section 14 of the New Zealand Bill of Rights Act 1990, the right to freedom of expression, which is demonstrably justified in a free and democratic society.